

3:04-cr-240-1

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

U. S. COURT OF APPEALS  
**FILED**

No. 09-10560

SEP 24 2009

UNITED STATES OF AMERICA

CHARLES R. FULBRIDGE III  
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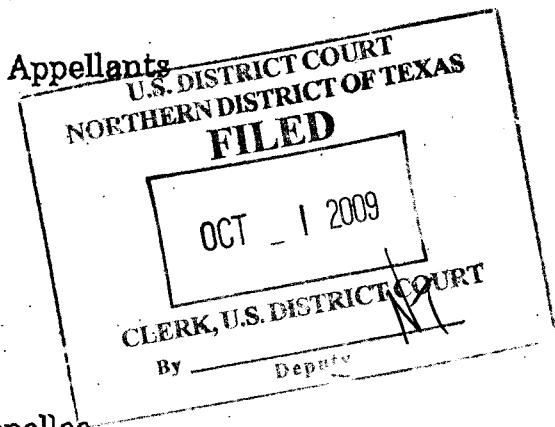
Plaintiff - Appellee

v.

MOHAMMAD EL-MEZAIN; GHASSAN ELASHI; SHUKRI ABU BAKER;  
MUFID ABDULQADER; ABDULRAHMAN ODEH; HOLY LAND  
FOUNDATION FOR RELIEF AND DEVELOPMENT, also known as HLF,

Defendants - Appellants

Consolidated with  
No. 08-10664



UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

SHUKRI ABU BAKER; MOHAMMAD EL-MEZAIN; GHASSAN ELASHI;  
MUFID ABDULQADER; ABDULRAHMAN ODEH,

Defendants - Appellants

Consolidated with  
No. 08-10774

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

MOHAMMAD EL-MEZAIN;

Defendant - Appellant

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Appeal from the United States District Court  
for the Northern District of Texas

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Before HIGGINBOTHAM, CLEMENT, and SOUTHWICK, Circuit Judges.

We grant the government's motion to remand to the district court for a determination of the fact questions as requested by the motion including Ms. Natarajan's authority to represent HLF, whether HLF was represented at trial, and the corporate status of HLF at relevant times.

We leave to the district court on remand the scope of its inquiry regarding the issue of authority as well as the motion of Holy Land Foundation for Relief and Development to appoint Ranjana Natarjan as pro bono counsel.

**United States Court of Appeals**  
FIFTH CIRCUIT  
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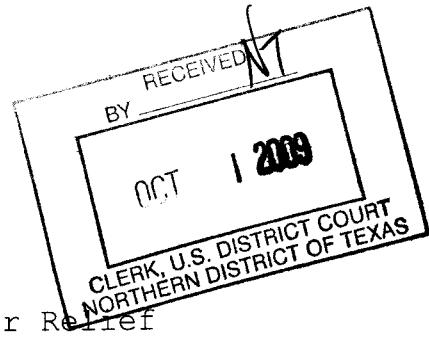
CHARLES R. FULBRUGE III  
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NEW ORLEANS, LA 70130

September 24, 2009

Ms. Karen S. Mitchell  
Northern District of Texas, Dallas  
United States District Court  
1100 Commerce Street  
Earle Cabell Federal Building  
Room 1452  
Dallas, TX 75242

No. 09-10560, USA v. Holy Land Fnd for Relief  
USDC No. 3:04-CR-240-1



Enclosed is a copy of the judgment issued as the mandate for the appeal of Holy Land Foundation for Relief and Development.

The appeals of Mohammad El-Mezain, Ghassan Elashi, Shukri Abu Baker, Mufid Abdulqader, and Abdulrahman Odeh remain pending before this court.

CHARLES R. FULBRUGE III, Clerk

  
By: \_\_\_\_\_  
Jodi R. Descant, Deputy Clerk  
504-310-7718

cc: w/encl:

Ms. Marlo Pfister Cadeddu  
Ms. Susan B Cowger  
Mr. Joshua L Dratel  
Ms. Nancy M Hollander  
Ms. Linda Moreno  
Mr. Ranjana Natarajan  
Mr. Gregory Burke Westfall

*Mandate Issued - MDT-1*